

UNITED STATES DISTRICT COURT

E-FILED

NORTHERN DISTRICT OF CALIFORNIA

131 SEP 26 4:20

SAN JOSE DIVISION

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.D.

THE UNITED STATES OF AMERICA

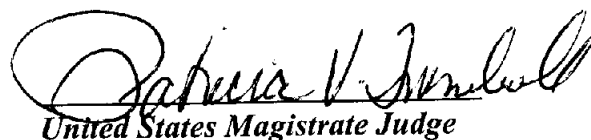
vs.

MARK CHARLES ZELINSKY

INDICTMENT

19
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COUNT ONE:18 U.S.C. § 2252(a)(4)(B) - Possession of Matters Containing Any
Visual Depiction of a Minor Engaging in Sexually Explicit Conduct*A true bill.*

Foreperson

Filed in open court this 26th day of September
A.D. 2007
United States Magistrate JudgeBail. \$ NO Bail Warrant
PV1

SCOTT N. SCHOOLS (SCSBN 9990)
United States Attorney

FILED

2007 SEP 26 P 4:21

E-FILING

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARK CHARLES ZELINSKY,

Defendant.

CR No. 07 00614

VIOLATION: 18 U.S.C. § 2252(a)(4)(B) -
Possession of Matters Containing Any
Visual Depiction of a Minor Engaging in
Sexually Explicit Conduct

SAN JOSE VENUE

INDICTMENT

The Grand Jury charges:

On or about August 11, 2005, in the Northern District of California, the defendant,

MARK CHARLES ZELINSKY,

who was at the time employed at the Ames Research Center of the National Aeronautics and
Space Administration (NASA-ARC), did knowingly and intentionally possess on a NASA-ARC
government computer certain matter, to wit, images, which visual depictions had been mailed
and transported in interstate and foreign commerce by any means, including by computer, and the
producing of which visual depictions (1) involved the use of one or more minors engaging in

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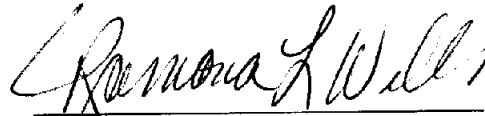
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INDICTMENT

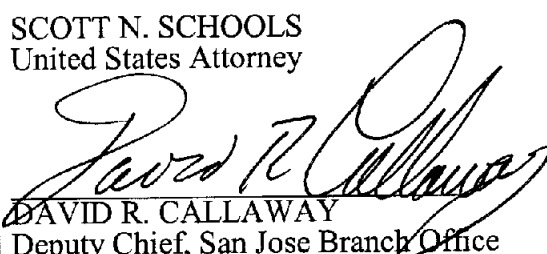
1 sexually explicit conduct, and (2) were of such conduct, in violation of Title 18, United States
2 Code, Section 2252(a)(4)(B).

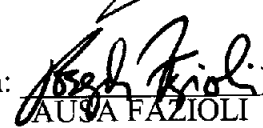
3 DATED: 9/26/07

A TRUE BILL.

4 
5 FOREPERSON

6
7 SCOTT N. SCHOOLS
8 United States Attorney

9 
10 DAVID R. CALLAWAY
11 Deputy Chief, San Jose Branch Office

12 (Approved as to form: 
13 AUSA FAZIOLI

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING**OFFENSE CHARGED**18 USC § 2252(a)(4)(B)- Poss. of
Matters Containing Any Visual
Depiction of a Minor Engaging in
Sexually Explicit Conduct☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony**PENALTY:**Ten (10) Years Imprisonment, \$250,000 Fine, Life Term
Supervised Release, \$100 Special Assessment and
Registration as a Sex Offender**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

NASA-OIG- Sammy Martin, SA

☐ person is awaiting trial in another Federal or State
Court, give name of court☐ this person/proceeding is transferred from another
district per (circle one) FRCrP 20, 21 or 40. Show
District☐ this is a reprosecution of
charges previously dismissed
which were dismissed on
motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a
pending case involving this same
defendant☐ prior proceedings or appearance(s)
before U.S. Magistrate regarding
this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
CASE NO.Name and Office of Person
Furnishing Information on
THIS FORM**SCOTT N. SCHOOLS**☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y
(if assigned)

Joseph A. Fazioli, AUSA

Name of District Court, and/or Judge/Magistrate Location

FILED NORTHERN DISTRICT OF CALIFORNIA

2007 SEP 26 P 4:21

DEFENDANT - U.S.

MARK CHARLES ZELINSKY

RICHARD W. WIERING

DISTRICT COURT NUMBER

U.S. DISTRICT COURT

NO. DIST. OF CA. S. J.

CR 07 00614**DEFENDANT****IS NOT IN CUSTODY**

- 1) ☒ Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons
was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☐ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges } ☐ Fed'l ☐ State
- If answer to (6) is "Yes", show name of institution

Has detainer
been filed? ☐ Yes
☐ NoIf "Yes"
give date
filed**DATE OF
ARREST**

Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

**DATE TRANSFERRED
TO U.S. CUSTODY**☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☐ NO PROCESS*☒ WARRANT Bail Amount: No Bail

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons
or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments: